UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

IN RE: CATTLE AND BEEF ANTITRUST

LITIGATION

Case No. 22-3031 (JRT/JFD)

This Document Relates To: AMENDED PRETRIAL ORDER NO. 3

ALL ACTIONS BROUGHT BY DIRECT

ACTION PLAINTIFFS

This order governs the process by which any future MDL DAP¹ shall join the Direct

Action Plaintiffs' Consolidated Complaint and the process by which Defendants shall

answer or otherwise respond to complaints filed by any future MDL DAP (or by which

their prior Answer to the Direct Action Plaintiffs' Consolidated Complaint shall apply to

Complaints filed by any future MDL DAPs).

IT IS HEREBY ORDERED:

1. Any future MDL DAP shall join the Consolidated Complaint by filing a Notice of

Joinder in the Consolidated Complaint (Notice) within 14 days of being transferred

to the MDL Court or if filed initially in the District of Minnesota the Notice shall be

the case initiating pleading.

¹ "MDL DAP" shall be understood to mean any direct action plaintiff that joins this multidistrict litigation action.

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2. The Notice of Joinder shall indicate:

a. All MDL DAPs joining in the Notice;

b. Any assignments on which the respective MDL DAP(s)' claims are based in

whole or in part;

c. The Defendants against which the future MDL DAP(s) is/are asserting its

claim or claims and the claim or claims in the Consolidated Complaint that

the future MDL DAP is joining;

d. All alleged non-Defendant co-conspirators; and

e. The definition of "Beef" adopted by the MDL DAP(s).

Defendants' Answers and affirmative defenses to the Consolidated Complaint

and any order(s) from the Court on any dispositive motion relating to claims of all DAPs

covered in the Consolidated Complaint, shall apply to such future MDL DAPs that join

the Consolidated Complaint. However, if a Defendant maintains that one or more

affirmative defenses uniquely applies to a future MDL DAP, the Defendant shall file a

short form Answer identifying such affirmative defenses within 30 days of the Notice.

DATED: February 3, 2023

at Minneapolis, Minnesota.

JOHN R. TUNHEIM

United States District Judge

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